

GAHC010233222025



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THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : I.A.(Crl.)/17/2026

NABI HUSSAIN ALIAS NOBI AND 2 ORS
S/O SAYED ALI
R/O VILL. 2 NO BHALATAL
P.O. 2 NO. BHALATAL
P.S. BIJNI
PIN 783390
DIST. CHIRANG BTAD
ASSAM.

2: MD HABIZUR @ HABI ALI
S/O JALALUDDIN
R/O VILL. 2 NO. BHALAAL
P.O. 2 NO BHALATAL
PS. BIJNI
PIN 783390
DIST. CHIRANG BTAD (ASSAM)

3: USAM ALI @ OSMAN ALI
S/O NAJES ALI
R/O VILL. 2 NO. BHALATAL
P.O. 2 NO. BHALATAL
AND P.S. BIJNI
PIN 783390
DIST. CHIRANG
BTAD
ASSAM.

VERSUS

THE CENTRAL BUREAU OF INVESTIGATION (CBI) AND ANR
REPRESENTED BY SC, CBI

2:ALBERT L. RIENGSETE
SUB INSPECTOR BIJNI POLICE STATION

BIJINI TOWN
WARD NO. 3 BIJINI
P.S. BIJINI
PIN 783390
DIST .CHIRANG (BTAD)
ASSAM.

Advocate for : MR. P J SAIKIA, SR. ADV
Advocate for : SC, CBI appearing for THE CENTRAL BUREAU OF
INVESTIGATION (CBI) AND ANR

BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY
HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND

ORDER

Date : 19.01.2026

[Manish Choudhury, J.]

Heard Mr. M. Rahman, learned counsel for the applicants-appellants and Ms. N. Kumari, learned Public Prosecutor, CBI for both the opposite parties-respondents.

This application under Section 430, Bharatiya Nagarik Suraksha Sanhita [BNSS], 2023 is preferred by the applicants-appellants seeking suspension of the execution of the sentence passed against them and for their release on bail.

Issue notice, returnable on 25.02.2026.

As Ms. Kumari has appeared and accepted notice on behalf of both the opposite parties-respondents, issuance of formal notice in respect of the respondents stand dispensed with. However, the learned counsel for the applicants-appellants shall serve an extra copy of the application along with annexures, to Ms. Kumari within 3 [three] working days from today.

The objection on behalf of the opposite parties-respondents is to be filed on or before the returnable date.

The prayer for suspension of sentence is to be considered after receipt of the TCR.

JUDGE

JUDGE

Comparing Assistant